

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION No. 18349 of 2004

Between:

Mohd. Ikramuddin, S/o. Mohd. Naseeruddin,
R/o. Baba Kirana Store, Main Road, Peddapally,
Karimnagar District.

..... PETITIONER

AND

- 1 The Mandal Revenue Officer, Sultanabad Mandal, Karimnagar District.
- 2 The Revenue Divisional Officer, Peddapally, Karimnagar District.
- 3 The District Collector, Karimnagar District, Karimnagar

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents to pass order on the Petitioner's Application dated 11-7-2004, illegal, arbitrary, null and void and consequently direct the Respondents to pass order on the Petitioner's Application dated 11-7-2004 forthwith.

Counsel for the Petitioner : Mr.MOHD.ZIA-UL-HAQ

Counsel for Respondents : GOVT. PLEADER FOR REVENUE

The Court at the stage of admission, made the following :

ORDER:

Heard the learned counsel for petitioner and the learned Government Pleader for respondents and both of them agreed for disposal of the writ petition finally at the stage of admission.

The petitioner claims to be Pattedar of land in Survey Nos.924, 925 and 926 admeasuring total extent of Ac.8.13 guntas situated at Regadi Madikunta village, Sultanabad Mandal, Karimnagar district. It is stated that some unauthorised persons got their names entered in the pahani patriks in respect of the petitioner's property and based upon the said entries, they are making efforts to alienate the said land in favour of third parties. Therefore, petitioner filed a representation to the Mandal Revenue Officer, Sultanabad Mandal on 11.7.2004 for correction of records. The Mandal Revenue Officer, intum forwarded the same to the Revenue Divisional Officer, Peddapally for appropriate action. Since there was no response to his application, petitioner filed the present writ petition seeking direction to the respondents to pass appropriate on the petitioner's application dated 11.7.2004.

If the petitioner is aggrieved by the entries in the revenue records, he has to file proper application under Rule 15 and 16 of the A.P. Rights under Land and Pattedar Passbooks Rules, 1989 for rectification of entries in the Record of Rights, within one year or he can file appeal against such maintenance of records or revision before the Revenue Divisional Officer, as the case may be. In view of the same, unless petitioner makes a proper application, he cannot complain the inaction on the part of the respondents.

Therefore, the Revenue Divisional Officer, Peddapally is directed to advise the petitioner properly as to the procedure to be followed for correction of entries in the Record of Rights.

With the above observations, the writ petition is accordingly dismissed. No costs.

A.GOPAL REDDY, J

Date: 8.10.2004

DA

To

- 1 The Mandal Revenue Officer, Sultanabad Mandal, Karimnagar District.
- 2 The Revenue Divisional Officer, Peddapally, Karimnagar District.
- 3 The District Collector, Karimnagar District, Karimnagar.
- 4 Two CCs to the G.P. for Revenue, High Court Buildings, Hyderabad.
- 5 Two CD copies.